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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/541,272	07/01/2005	Mark Snyders	RANT 3264	6223
7812 7	12/15/2005		EXAMINER	
SMITH-HILL AND BEDELL, P.C. 16100 NW CORNELL ROAD, SUITE 220 BEAVERTON, OR 97006			NELSON JR, MILTON	
			ART UNIT	PAPER NUMBER
,			3636	

DATE MAILED: 12/15/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

	Amplication No.				
	Application No.	Applicant(s)			
,,	10/541,272	SNYDERS, MARK			
Office Action Summary	Examiner	Art Unit			
	Milton Nelson, Jr.	3636			
The MAILING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply					
A SHORTENED STATUTORY PERIOD FOR REPLY WHICHEVER IS LONGER, FROM THE MAILING DA - Extensions of time may be available under the provisions of 37 CFR 1.13 after SIX (6) MONTHS from the mailing date of this communication. - If NO period for reply is specified above, the maximum statutory period w - Failure to reply within the set or extended period for reply will, by statute, Any reply received by the Office later than three months after the mailing earned patent term adjustment. See 37 CFR 1.704(b).	ATE OF THIS COMMUNICAT 36(a). In no event, however, may a reply rill apply and will expire SIX (6) MONTHS cause the application to become ABAND	FION. be timely filed from the mailing date of this communication. DONED (35 U.S.C. § 133).			
Status					
1) Responsive to communication(s) filed on 01 Ju	ıl <u>y 2005</u> .				
·=	,—				
3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is					
closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.					
Disposition of Claims					
4) ☐ Claim(s) 12-22 is/are pending in the application 4a) Of the above claim(s) is/are withdray 5) ☐ Claim(s) is/are allowed. 6) ☐ Claim(s) 12-22 is/are rejected. 7) ☐ Claim(s) is/are objected to. 8) ☐ Claim(s) are subject to restriction and/or	vn from consideration.				
Application Papers					
9)☐ The specification is objected to by the Examine 10)☒ The drawing(s) filed on 7/1/05 is/are: a)☒ acce Applicant may not request that any objection to the o Replacement drawing sheet(s) including the correct 11)☐ The oath or declaration is objected to by the Ex	epted or b) objected to by a drawing(s) be held in abeyance. ion is required if the drawing(s) i	See 37 CFR 1.85(a). s objected to. See 37 CFR 1.121(d).			
Priority under 35 U.S.C. § 119					
12) ⊠ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) ⊠ All b) ☐ Some * c) ☐ None of: 1. ☐ Certified copies of the priority documents have been received. 2. ☐ Certified copies of the priority documents have been received in Application No 3. ☒ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received.					
Attachment(s) 1) Notice of References Cited (PTO-892)	4) ☐ Interview Sum	mary (PTO-413)			
2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) Paper No(s)/Mail Date	Paper No(s)/M	ail Date mal Patent Application (PTO-152)			

DETAILED ACTION

Information Disclosure Statement

The information referred to in the international search report has been considered. Should Applicant require that the cited documents be printed on any patent that may publish from this application, a form PTO-1449 listing the cited documents must be provided.

Preliminary Amendment

Applicant's preliminary amendment has been entered.

Claim Rejections - 35 USC § 112

The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

Claims 12-22 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Line 5 of claim 12 includes vague spelling. Note "opposit". In.claim 18, "the notes" and "the scale" each lack proper antecedent basis. In claim 19, "the undersides" lack proper antecedent basis. In lines 5 to 6 of claim 19, the recitation "and engage the undersides if the elements of the platen consecutively when

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the assembly is reciprocated" is grammatically vague. Line 2 of claim 20 is grammatically vague. Note the recitation "in the form of a bayonet slots". The remaining claims are indefinite since each depends from an indefinite claim.

Allowable Subject Matter

Claims 13-22 would be allowable if rewritten to overcome the rejection(s) under 35 U.S.C. 112, second paragraph, set forth in this Office action and to include all of the limitations of the base claim and any intervening claims.

Claim 12 would be allowable if rewritten or amended to overcome the rejection(s) under 35 U.S.C. 112, second paragraph, set forth in this Office action.

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. A rocker assembly with selectively usable wheels is shown by each of Shepardson (256390) and Kinnear (2106927). A rocker with oppositely located rocker panels is shown by Beger (5178438). A rocker assembly with a series of slats is shown by each of Bell (224130) and Dixon (2219624). A seating assembly with a series of slats is shown by Sullivan (5957536).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Milton Nelson, Jr. whose telephone number is (571)

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272-6861. The examiner can normally be reached on Monday-Wednesday, and alternate Fridays 5:30-3:00.

The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Milton Nelson, Jr. Primary Examiner Art Unit 3636

mn

December 11, 2005